

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER 7574P001 U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/541,254
INTERNATIONAL APPLICATION NO. PCT/SG2004/000425	INTERNATIONAL FILING DATE 22 December 2004	PRIORITY DATE CLAIMED 22 December 2004
TITLE OF INVENTION A MEDICAL DEVICE		
APPLICANT(S) FOR DO/EO/US Leon Rudakov, et al.		

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☒ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☐ The US has been elected (Article 31).
5. ☐ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4)).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A preliminary amendment.
14. ☐ An Application Data Sheet under 37 CFR 1.76.
15. ☐ A substitute specification.
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4)).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4)).
20. ☒ Other items or information.
Submission of Declaration; return receipt postcard.

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 10/541,254		INTERNATIONAL APPLICATION NO. PCT/SG2004/000425		ATTORNEY'S DOCKET NUMBER 7574P001	
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The following fees have been submitted				CALCULATIONS PTO USE ONLY	
21.	<input type="checkbox"/> Basic national fee (37 CFR 1.492(a))	\$300		\$	
22.	<input type="checkbox"/> Examination fee (37 CFR 1.492(c)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33 (1)-(4)	\$0			
	All other situations	\$200		\$	
23.	<input type="checkbox"/> Search fee (37 CFR 1.492(b)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33 (1)-(4).....	\$0			
	Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority	\$100			
	International Search Report Prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB	\$400			
	All other situations	\$500			
TOTAL OF 21, 22 and 23 =				\$	
Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250.00 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		
- 100 =	-74 / 50 =		x	\$	
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$	130.00
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	28 - 20 =	0	x 50	\$	0.00
Independent claims	2 - 3 =	0	x 200	\$	0.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ 360	\$	
TOTAL OF ABOVE CALCULATIONS =				\$	130.00
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees are reduced by 1/2.				\$	130.00
SUBTOTAL =				\$	65.00
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)). <input type="checkbox"/>				\$	
TOTAL NATIONAL FEE =				\$	65.00
Fee for recording the enclosed assignment (37 CFR 1.21(h). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$	
Other fee (specify):					
TOTAL FEES ENCLOSED =				\$	65.00
Amount to be refunded:					\$
charged:					\$

a. ☒ A check(s) in the amount of \$ 65.00 to cover the above fees is enclosed.

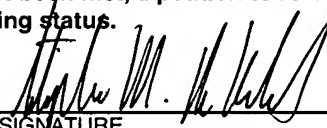
b. ☐ Please charge my Deposit Account No. 02-2666 in the amount of \$ 65.00 to cover the above fees. A duplicate copy of this sheet is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-2666. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b) must be filed and granted to restore the application to pending status.

July 27, 2006
DATE

SEND ALL CORRESPONDENCE TO:
Blakely, Sokoloff, Taylor & Zafman LLP
12400 Wilshire Boulevard, 7th Floor
Los Angeles, CA 90025
Telephone: (408) 720-8300



SIGNATURE

Stephen M. De Klerk
NAME

46,503
REGISTRATION NUMBER

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
FILING UNDER 35 U.S.C. § 371

In re Patent Application of:)	
)	
Leon Rudakov, et al.)	
)	Examiner: Not Yet Assigned
Application No.: 10/541,254)	
)	Art Unit: Not Yet Assigned
Filed: June 29, 2005)	
)	
For: A MEDICAL DEVICE)	
_____)	

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUBMISSION OF DECLARATION

Dear Sir:

Applicant is in receipt of the return postcard identifying the application number for the above-referenced patent application. Applicant has not yet, however, received a Notification of Missing Requirements, Official Filing Receipt, or Notice of Acceptance Date for this application.

Nevertheless, to move the prosecution of this application forward, Applicant has enclosed the following:

- (1) A duly executed Declaration and Power of Attorney with respect to the above-referenced patent application; and
- (2) A check for \$65.00 (small entity) in payment of the surcharge of 37 C.F.R. § 1.16(e).

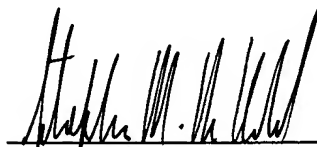
If any extension of time to respond is needed, Applicant hereby requests an extension of time under 37 C.F.R. § 1.136 and requests that any extension fee under 37 C.F.R. § 1.17 be charged to Deposit Account No. 02-2666.

If any additional fee is required, please charge Deposit Account No. 02-2666. A duplicate of this Submission is enclosed for deposit account charging purposes.

Respectfully submitted,

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

Dated: July 27, 2006



Stephen M. De Klerk
Reg. No. 46,503

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First-Class Certificate of Mailing


I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail with sufficient postage in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia, 22313-1450 on:

July 27, 2006

Date of Deposit

Linda K. Brost

Name of Person Mailing Correspondence



Signature

July 27, 2006

Date